



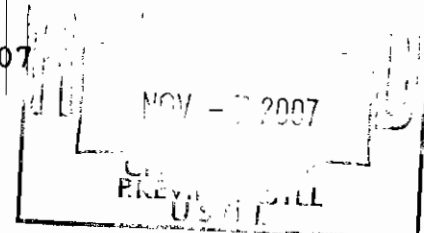
U.S. Department of Justice

United States Attorney
Southern District of New York

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86 Chambers Street, 3rd Floor
New York, New York 10007

November 6, 2007

**MEMO ENDORSED****BY HAND**

The Honorable P. Kevin Castel
 United States District Judge
 United States Courthouse
 500 Pearl Street, Room 2260
 New York, New York 10007-1312

Re: Riverkeeper, et al. v. EPA, 06 Civ. 12987 (PKC)

Dear Judge Castel:

I am the Assistant United States Attorney representing defendant United States Environmental Protection Agency ("EPA") in the above-referenced matter, concerning EPA's Phase III Rule for cooling water intake structures ("CWISs"), in which EPA has moved for a stay of further proceedings.

I write respectfully on behalf of EPA to request a three-day extension of time, from Friday, November 9, 2007, until Thursday, November 15, 2007, to file EPA's reply brief in support of its motion for a stay of further proceedings.¹ I request this brief extension of time because of filings due in other matters. This is the first extension of time requested by EPA with regard to its reply brief. Counsel for plaintiffs, Reed Super, Esq., and counsel for intervenor CWIS Coalition, Russell Frye, Esq., have consented to this request for an extension.

OK

Thank you for Your Honor's consideration of this request.

Respectfully submitted,

MICHAEL J. GARCIA
 United States Attorney

By:

WENDY H. WASZMER
 Assistant United States Attorney
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*Application
 Granted.
 SO ORDERED.
 11-7-07*

¹ Monday, November 12, 2007 is Veterans Day, a federal holiday.